

Message

From: Keller, Kaitlin [keller.kaitlin@epa.gov]
Sent: 11/1/2019 6:04:19 PM
To: Fischer, David [Fischer.David@epa.gov]; Dunn, Alexandra [dunn.alexandra@epa.gov]
CC: Tyler, Tom [Tyler.Tom@epa.gov]; Stillman, Sarah [Stillman.Sarah@epa.gov]; Han, Kaythi [Han.Kaythi@epa.gov]; Malloy, Ruth [malloy.ruth@epa.gov]
Subject: RE: 24 c--for your review
Attachments: SLN Document for Comment; 10-31-2019 combined comments.docx; SLN Document for Comment; 10-31-2019 clean.docx

Alex & David,

Attached is the 24c document (tracked and clean), revised to address David's comments. Please let me know if you have any additional edits.

Also looping in Kaythi in terms of timing—the goal was to publish at least 30 days prior to the Dec. 9-10 SFIREG meeting, which would require us to publish by next Friday, 11/8 , but if we are now going out with a 90-day comment period, is it still necessary to finalize and publish next week to have exactly 30 days beforehand? Also, I understand that Andrea Drinkard had asked if we could wait until the following week (week of 11/18) instead. Please let us know your thoughts. (Either way, it would be good to get your feedback on the document soon , just more urgent if we're going out with it next week.)

Ruth-can you print the tracked version for Alex's binder tonight?

Thanks,
Kaitlin

From: Keller, Kaitlin
Sent: Monday, October 28, 2019 11:07 AM
To: Fischer, David <Fischer.David@epa.gov>; Stillman, Sarah <Stillman.Sarah@epa.gov>
Cc: Dunn, Alexandra <dunn.alexandra@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>
Subject: RE: 24 c

Thanks David. Offhand, the short answer to some of your questions is that the 24(a) process requires going through the state legislature so yes it's generally more burdensome. There's at least one example where they only meet every other year, and others where the session ends before the growing season begins, etc. There are a few examples of states using the 24(a) process properly, but states use the 24(c) process more frequently in general to address special local needs (since most of them are not necessarily more restrictive). It's more of a rule of law issue when restrictions to the federal label are proposed than one stemming from grower concerns/confusion. Any evidence of concerns would likely be limited to this year with dicamba. OPP can provide more details though.

Alex--Since the goal is to publish by ~11/10, I'm going to send these back to OPP to start addressing, but please let me know if you intend to add comments.

Thanks,
Kaitlin

From: Fischer, David <Fischer.David@epa.gov>
Sent: Friday, October 25, 2019 5:35 PM
To: Stillman, Sarah <Stillman.Sarah@epa.gov>; Keller, Kaitlin <keller.kaitlin@epa.gov>

Cc: Dunn, Alexandra <dunn.alexandra@epa.gov>

Subject: 24 c

Sarah and Kaitlin, see my questions and comments on the appended 24c document. Alex has not commented on this yet but may add to my remarks. Thanks.

David

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